

COMMON COUNCIL MEETING MINUTES

MONDAY, MARCH 20, 2006 – 6:00 P.M.
COUNCIL CHAMBERS/CITY HALL/ONE CIVIC SQUARE

MEMBERS PRESENT:

Mayor James Brainard, Acting Council President Fredrick J. Glaser, Council Members Brian D. Mayo, Joseph C. Griffiths, Ronald E. Carter, Mark Rattermann, Clerk-Treasurer Diana L. Cordray and Deputy Clerk-Treasurer Lois Fine.

Council President Richard L. Sharp and Councilor Kevin Kirby were absent.

Mayor Brainard called the meeting to order at 6:00 p.m.

Pastor Paul Swartz, King of Glory Lutheran Church, pronounced the Invocation.

Mayor Brainard led the Pledge of Allegiance.

RECOGNITION OF CITY EMPLOYEES AND OUTSTANDING CITIZENS:

Mayor Brainard presented to Jeff Huffman, CEO and President of Janus Developmental Services, a Proclamation, March 2006 – Disability Awareness Month.

APPROVAL OF MINUTES:

Councilor Griffiths made a motion to approve the Minutes of the March 6, 2006 Regular Meeting. Councilor Mayo seconded. There was no Council discussion. Acting Council President Glaser called for the question. The motion failed 3-2 for lack of a majority (Councilors Carter and Rattermann abstained). The Minutes will be returned to the April 17, 2006 meeting.

Councilor Griffiths made a motion to approve the Minutes of the March 7, 2006 Special Meeting of the Carmel City Council and The Carmel-Clay School Board. Councilor Mayo seconded. Councilor Mayo made a motion to amend the Minutes to include additional verbiage from Mr. Roger McMichael, Assistant Superintendent for Business Affairs, regarding Tax Increment Financing, to read: *Mr. Roger McMichael was very much in favor of Carmel's redevelopment and the use of TIF as an economical tool.* Councilor Griffiths seconded. Acting Council President Glaser called for the question. The motion failed 3-2 for lack of a majority (Councilors Carter and Rattermann abstained). The Minutes will be returned to the April 17, 2006 meeting.

RECOGNITION OF PERSONS WHO WISH TO ADDRESS THE COUNCIL:

There were none.

1 **COUNCIL, MAYORAL AND CLERK-TREASURER COMMENTS/OBSERVATIONS:**

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3 Councilor Griffiths discussed the seminar that was held at the Ritz Charles entitled Next Disaster – Can
4 Local Government Respond?

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6 **ACTION ON MAYORAL VETOES:**

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8 There were none.

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10 **CLAIMS:**

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12 Councilor Mayo made a motion to approve the claims in the amount of \$2,053,816.76. Councilor
13 Rattermann seconded. There was brief Council discussion. Acting Council President Glaser called for
14 the question. Claims were approved 5-0.

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16 **COMMITTEE REPORTS:**

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18 Councilor Rattermann reported that the Finance, Administration and Rules Committee did not meet
19 tonight for lack of a quorum.

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21 Councilor Glaser reported that the Land Use, Annexation and Economic Development Committee met on
22 March 9, 2006 and discussed Ordinance Z-487-06 which was referred to the full Council with a 3-0
23 favorable recommendation.

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25 Councilor Carter reported that the Parks, Recreation and Arts Committee met on March 14, 2006. Scott
26 Brewer, City Forrester, made a presentation regarding the emerald ash borer, an exotic insect pest of
27 North American ash trees. The committee also discussed the progress on Central Park and the Monon
28 Covenants. The next meeting will be Tuesday, April 11, 2006 at 3:00 p.m.

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30 Acting Council President Glaser reported that the Utilities, Transportation and Public Safety Committee
31 had not met.

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33 **OLD BUSINESS**

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35 **Second Reading of Ordinance D-1798-06;** An Ordinance of the Common Council of the City of Carmel,
36 Indiana, Authorizing the Issuance of the City of Carmel, Indiana Taxable Economic Development
37 Revenue Bonds, Series 2006 A (Indiana Design Center, LLC Project), and the Lending of the Proceeds
38 Thereof to Indiana Design Center, LLC, and Authorizing and Approving Other Actions in Respect
39 Thereto (\$4,000,000). Councilor Rattermann reported that this item will remain in the Finance
40 Committee.

41
42 **Second Reading of Ordinance D-1799-06;** an Ordinance of the Common Council of the City of Carmel,
43 Indiana, Pertaining to Bidding on Certain Public Works Projects (Section 2-183, Immediate Family
44 Bidding Restriction on Public Works Projects). Councilor Rattermann reported that this item will remain
45 in the Finance Committee.

Second Reading of Ordinance Z-487-06; An Ordinance of the Common Council of the City of Carmel, Indiana, Rezoning District Classification (30 Parcels along Range Line Road from US 31 to just South of 136th Street). Councilor Rattermann presented this item to Council. There was no Council discussion. Acting Council President Glaser called for the question. **Ordinance Z-487-06** was adopted.

PUBLIC HEARINGS

There were none.

NEW BUSINESS

Acting Council President Glaser announced the **First Reading of Ordinance D-1800-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Enacting and Adopting A supplement to the code of Ordinances of the City of Carmel, Indiana (Fourth Quarter 2005 Codification). Councilor Carter moved to introduce this item into business. Councilor Rattermann seconded. Clerk-Treasurer Diana L. Cordray presented this item to Council. Councilor Mayo made a motion to suspend the rules and vote on this item this evening. Councilor Griffiths seconded. Acting Council President Glaser called for the question. The motion was approved 5-0. Acting Council President Glaser referred to City Attorney, Doug Haney, for verification that his office has reviewed the documents from American Legal Publishing. Acting Council President Glaser called for the question. **Ordinance D-1800-06** was adopted.

Acting Council President Glaser announced the **First Reading of Ordinance D-1801-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Authorizing the Acceptance of Utility Payments Made by Credit Card (Water and Sewer Payments by Credit Card). Councilor Griffiths moved to introduce this item into business. Councilor Mayo seconded. Councilor Carter presented this item to Council. There was brief Council discussion. Councilor Carter referred to John Duffy, Director, Utilities Department, for clarification. Acting Council President Glaser referred Ordinance D-1801-06 to the Finance, Administration and Rules Committee for further review and consideration.

OTHER BUSINESS

Council Appointments

City of Carmel Cable TV Advisory Committee – Mayor Brainard stated that the new telecommunication legislation may affect the cable committee.

Second Reading of Ordinance D-1782-05; An Ordinance of the Common Council of the City of Carmel, Indiana to Vacate a Segment of Right-Of-Way for River Road; Sponsor: Councilor Glaser. **TABLED** 12/19/05. This ordinance remains tabled.

ANNOUNCEMENTS

Acting Council President Glaser reminded Council that the meeting on April 3, 2006 will be cancelled. There will be a Special Meeting Monday, March 27, 2006 at 8:00 a.m.

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EXECUTION OF DOCUMENTS

Mayor Brainard adjourned the meeting at 6:22 p.m.

ADJOURNMENT

Respectfully submitted,

Clerk-Treasurer Diana L. Cordray, IAMC

Approved,

Mayor James Brainard

ATTEST:

Clerk-Treasurer Diana L. Cordray, IAMC